

B. Ella Lakin	:	No. 12335 Equity
vs.	:	In the Circuit Court
Central Trust Company of	:	For Frederick County
Maryland, a body corporate, and	:	In Equity
George W. Page, Receiver of the	:	
Central Trust Company of Maryland	:	

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Petition of Farmers & Mechanics National Bank of Frederick, Substituted Trustee in the above entitled cause, respectfully represents unto your Honorable Court:

FIRST: That B. Ella Lakin, the Grantor in the Deed of Trust herein filed as Exhibit "Trust Agreement", departed this life on or about the 26th day of October, 1940, leaving a Last Will and Testament dated the 26th day of March, 1932, and duly probated in the Orphans Court for Frederick County, a true copy of said Last Will and Testament being herewith filed and marked Exhibit "Last Will and Testament, and prayed to be considered a part hereof.

SECOND: That by said Last Will and Testament, it is provided, among other things, in paragraph 6, as follows:

"It is my will and I do direct, that should either my son, William C. Lakin or John H. Lakin, desire to purchase the property in Jefferson, where I now reside, and title to which is held by my substitute trustee under the terms and conditions of a deed of trust, dated December 7, 1925, then and in that event, I direct my substituted trustee to convey said property to the purchaser thereof, and without the necessity of applying to any Court whatsoever, for any order ratifying or confirming said sale, and the proceeds thereof shall be paid and delivered to my Executors and distributed under the terms of this, my will; and in the event that neither of my said sons desire to purchase said property, then I do direct my trustee to sell said property at either public or private sale, and without the necessity of applying to any Court whatsoever, for any order ratifying or confirming said sale, and to convey the same to the purchaser upon payment in full of the purchase money."

THIRD: That one of the sons, John H. Lakin, has indicated his desire to purchase said property at and for the sum of Twelve Hundred Dollars (\$1200), and the other son, William C. Lakin, has consented to said sale and does not desire to exercise his option, which said letters are herewith filed as Exhibit "Option"